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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/665,779	09/19/2003	Daniel J. Scales	A032	6408
36378	7590	11/25/2009	EXAMINER	
VMWARE, INC. DARRYL SMITH 3401 Hillview Ave. PALO ALTO, CA 94304			CHANKONG, DOHM	
			ART UNIT	PAPER NUMBER
			2452	
			NOTIFICATION DATE	DELIVERY MODE
			11/25/2009	ELECTRONIC

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DIRECTOR OFFICE
TECHNOLOGY CENTER 2400

In re Application of: SCALES, D.J. et. al.)
Application No. 10/665,779)
Filed: September 19, 2003)
Atty Docket No. A032) **DECISION ON PETITION**
Title: STORAGE MULTIPATH) **UNDER 37 CFR § 1.181**
MANAGEMENT IN A VIRTUAL)
COMPUTER SYSTEM)

This is a decision on the petition filed May 07, 2009 under 37 C.F.R. § 1.181(a) to invoke Supervisory Authority of the Director and require Examiner to withdraw objection to the specification raised on office action mailed December 24, 2008.

This petition is **DISMISSED AS MOOT**.

DECISION

A review of the record indicates that currently outstanding office action mailed November 17, 2009 does not contain an objection to the specification under 37 CFR §1.75(d)(1) and MPEP §608.01(o). Thus, it appears that the objection to the specification raised in the office action mailed December 24, 2008 was not sustained in view of the currently pending office action.

A such, it is taken that this objection to the specification raised in the office action mailed December 24, 2008 has been *effectively, withdrawn*.

For the above stated reasons, this petition is **dismissed as moot**.

Any inquiry regarding this decision should be directed the undersigned whose telephone number is (571) 272-3902. If attempts to reach the undersigned by

telephone are unsuccessful, Kim Huynh, Quality Assurance Specialist, can be reached at (571) 272-4147.

/bp/

/ Beatriz Prieto/

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